



PUBLIC NOTICE

Federal Communications Commission
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WIRELINE COMPETITION BUREAU ANNOUNCES SEPTEMBER 28, 2010 POLE ATTACHMENTS WORKSHOP

Washington, D.C. – The Federal Communications Commission’s Wireline Competition Bureau today announces it will convene a workshop to learn from the experiences and insights of state regulators regarding the Commission’s proposed pole attachment regulations. The event will be held on Tuesday, September 28, 2010 from 9:30 a.m. to 12:30 p.m. (eastern daylight time) in the Commission Meeting Room (TW-C305), 445 12th St., S.W., Washington, D.C.

Section 224 of the Communications Act requires that the Commission regulate pole attachments to ensure that rates, terms, and conditions of access are just and reasonable. However, the Act permits a state to take over the regulation of pole attachments in that state through a certification process.¹ To date, twenty-one states have certified that they regulate pole attachments in their respective states.² Among these states, several have considered or implemented regulatory requirements similar or related to certain requirements the Commission proposed in its May 2010 Further Notice of Proposed Rulemaking.³ The Commission can learn from the substantial knowledge, efforts, and perspectives of these various state commissions as it considers the implementation of its own proposed rules that would apply to the remainder of states in the nation. Moreover, because the Commission’s proposed rules would not directly impact the regulations in states that regulate pole attachments, there is a chance that the Commission would otherwise not hear from these states as it develops a record on its proposals.

The Commission is in the process of developing a record in response to its proposed rules and this workshop would aid in the development of that record.⁴ Because this workshop falls before the due date for reply comments, interested parties will have an opportunity to respond in the record to ideas discussed at this workshop as a part of their reply comments. The Commission will provide additional

¹ See 47 U.S.C. § 224(c).

² See *States that Have Certified that they Regulate Pole Attachments*, WC Docket No. 10-101, Public Notice, DA 10-893 (rel. May 19, 2010), available at http://hraunfoss.fcc.gov/edocs_public/attachmatch/DA-10-893A1.pdf.

³ See *Implementation of Section 224 of the Act; A National Broadband Plan for Our Future*, WC Docket No. 07-245, GN Docket No. 09-51, Order and Further Notice of Proposed Rulemaking, FCC 10-84 (rel. May 19, 2010), available at http://hraunfoss.fcc.gov/edocs_public/attachmatch/FCC-10-84A1.pdf.

⁴ *Implementation of Section 224 of the Act; A National Broadband Plan for Our Future*, 75 FR 41338 (July 15, 2010) (establishing a due date for comments of August 15 and a due date for reply comments of September 13); *Implementation of Section 224 of the Act; A National Broadband Plan for Our Future*, WC Docket No. 07-245, GN Docket No. 09-51, Order, DA 10-1672 (WCB rel. Sept. 2, 2010) (extending the due date for reply comments to October 4, 2010), available at http://www.fcc.gov/Daily_Releases/Daily_Business/2010/db0902/DA-10-1672A1.pdf.

details about the workshop as it approaches. For questions or inquiries about the workshop, please contact Wesley Platt, 202-418-2821, Wesley.Platt@fcc.gov or Ian Dillner, 202-418-1191, Ian.Dillner@fcc.gov.

Reasonable accommodations for people with disabilities are available upon request. The request should include a detailed description of the accommodation needed and contact information. Please provide as much advance notice as possible; last minute requests will be accepted, but may be impossible to fill. Send an email to fcc504@fcc.gov or call the Consumer and Governmental Affairs Bureau at 202-418-0530 (voice), 202-418-0432 (TTY).

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